



Attorney Docket No. 1720/001

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4-14-03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of : PATENT APPLICATION  
BATTIN ET AL. : A METHOD AND APPARATUS FOR  
Serial No. 09/961,136 : CREATING A DATABASE OF  
Filed September 20, 2001 : INDIVIDUALS FOR PERMISSION-  
BASED MARKETING AND  
COMMUNICATIONS PURPOSES

INFORMATION DISCLOSURE STATEMENT

Pittsburgh, Pennsylvania 15222

March 26, 2003

Assistant Commissioner for Patents

Washington, D.C. 20231

Sir:

In accordance with the provisions of 37 C.F.R. §§1.51, 1.56, 1.97 and 1.98, a copy of the art identified on attached form PTO-1449 is enclosed herewith as a citation in connection with the captioned application. The applicants hereby request the Examiner to review and make an independent evaluation of the art.

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I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on:

March 26, 2003

Date of Deposit

Philip E. Levy, Esq.

Name of Person Signing

*Philip E. Levy*  
Signature

Goldhaber et al., United States Patent No. 5,794,210

Leason et al., United States Patent No. 6,251,017

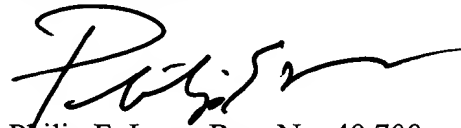
Lingham, United States Patent No. 6,356,876

No fee is believed to be required in connection with the filing of this Information Disclosure Statement since it is being filed in compliance with 37 C.F.R. §1.97(b)(3), before the mailing of a first Office Action on the merits of the above-captioned application. In the event that a first office action on the merits has been mailed, no fee is believed to be required in connection with the filing of this Information Disclosure Statement since it is being filed in compliance with 37 C.F.R. § 1.97(c)(1). I hereby certify that each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement.

Applicants believe that their METHOD AND APPARATUS FOR CREATING A DATABASE OF INDIVIDUALS FOR PERMISSION-BASED MARKETING AND COMMUNICATIONS PURPOSES as described and claimed in the present application is neither taught nor suggested by this prior art. Accordingly, applicants' invention is believed to be patentable over these prior art references.

Respectfully submitted,

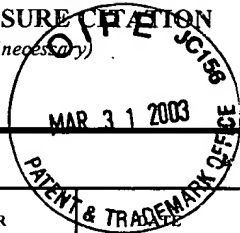
METZ LEWIS LLC



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**INFORMATION DISCLOSURE CITATION**  
(Use several sheets if necessary)



Docket Number (Optional) <b>1720/001</b>		Application Number <b>09/961,136</b>	
Applicant(s) <b>Battin et al.</b>			
Filing Date <b>September 20, 2001</b>		Group Art Unit <b>2151</b>	

**U.S. PATENT DOCUMENTS**

*EXAMINER INITIAL	REF	DOCUMENT NUMBER		NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
		5,794,210	8/11/98	Goldhaber et al.			
		6,251,017	6/26/01	Leason et al.			
		6,356,876	3/12/02	Lingham			

**FOREIGN PATENT DOCUMENTS**

	REF	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	Translation	
							YES	NO

**OTHER DOCUMENTS** (Including Author, Title, Date, Pertinent Pages, Etc.)


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EXAMINER	DATE CONSIDERED
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EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP Section 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.